



2013 SENATE BILL 330

1 **AN ACT** *to renumber and amend* 40.285 (2) (b) 4.; *to amend* 40.285 (2) (b) 1.
2 (intro.); and *to create* 40.285 (2) (b) 1. e. and 40.285 (2) (b) 4. b. of the statutes;
3 **relating to:** purchase of military service under the Wisconsin Retirement
4 System.

Analysis by the Legislative Reference Bureau

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

5 **SECTION 1.** 40.285 (2) (b) 1. (intro.) of the statutes is amended to read:
6 40.285 (2) (b) 1. (intro.) Each participating employee whose creditable service
7 ~~terminates on or after May 1, 1992, and who has performed service, other than~~
8 ~~military service,~~ as an employee of the federal government or a state or local
9 governmental entity in the United States, other than a participating employer, that
10 is located within or outside of this state, or each participating employee whose

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1 creditable service terminates on or after May 4, 1994, and who has performed service
2 as an employee for an employer who was not at the time a participating employer but
3 who subsequently became a participating employer, may receive creditable service
4 for such service if all of the following occur:

5 **SECTION 2.** 40.285 (2) (b) 1. e. of the statutes is created to read:

6 40.285 (2) (b) 1. e. If the participating employee is applying to receive creditable
7 service for service in the U.S. armed forces or national guard, the participating
8 employee must have been discharged from the U.S. armed forces or national guard
9 under honorable or general conditions.

10 **SECTION 3.** 40.285 (2) (b) 4. of the statutes is renumbered 40.285 (2) (b) 4.
11 (intro.) and amended to read:

12 40.285 (2) (b) 4. (intro.) A participant may not receive creditable service under
13 this paragraph for service that is used for the purpose of establishing entitlement to,
14 or the amount of, any other benefit to be paid by any federal, state, or local
15 government entity, except ~~a~~ for the following:

16 a. A disability or OASDHI benefit ~~or a~~.

17 c. A benefit paid for service in the national guard.

18 **SECTION 4.** 40.285 (2) (b) 4. b. of the statutes is created to read:

19 40.285 (2) (b) 4. b. A benefit under the retired pay for nonregular military
20 service program under 10 USC 12731 to 12740.

21 **SECTION 5. Initial applicability.**

22 (1) This act first applies to participating employees in the Wisconsin retirement
23 system who terminate covered employment on the effective date of this subsection.

24

(END)